



LC-396/US
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :
Donald J. Giroux, et al) Examiner: S. D. Maki
: :
Application No.: 09/734,477) Group Art Unit: 1733
: :
Filed: December 11, 2000) Confirmation No. 5126
: :
For: TWO PART, ROOM)
TEMPERATURE CURABLE EPOXY:
RESIN/(METH)ACRYLATE)
COMPOSITIONS WITH HIGH :
FLASH POINT AND LOW ODOR,)
REACTION PRODUCTS OF :
PRODUCTS OF WHICH)
DEMONSTRATE IMPROVED :
FIXTURE TIME) August 25, 2003

RECEIVED
AUG 26 2003
TC 1700

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Mail Stop: Petitions

DECLARATION OF PATRICIA J. PARKER

Sir:

1. I am employed at Henkel Loctite Corporation, 1001 Trout Brook Crossing, Rocky Hill, CT 06067 ("Loctite"), assignee of the subject application. I have been employed by Loctite for 20 years, during the last 15 years of which I have held the position of Intellectual Property Administrator. In my position as Intellectual Property Administrator, I report to Steven C. Bauman (Reg. No. 33,832), Counsel, Intellectual Property for Loctite.

2. I make this Declaration in support of the accompanying Petition Requesting Withdrawal of Erroneous Notice of Abandonment in this application.

3. In my role as Intellectual Property Administrator at Loctite, one of my duties includes reviewing all in-coming mail requiring time-sensitive action by Mr. Bauman. Presently, on a daily basis, I receive all documents requiring that an action be taken or confirming that an action has been taken and enter into the computer docketing database information relating thereto. I then initial in the appropriate space on the stamped area indicating receipt (which is placed on in-coming documents by the Intellectual Property Paralegal), indicating that the document was "Docketed" -- that is, the document has been entered into the computer docketing database. These procedures are followed strictly.

4. From the docketing database, I prepare monthly docket reports and forward copies to Mr. Bauman. These docket reports identify the matters needing attention (by docket number), the type of work required to be completed (such as a response to an Office Action, payment of an Issue Fee, and the like), and the date by which such work must be completed.

5. It is part of my responsibility as Intellectual Property Administrator to ensure that these docketing procedures are followed. These docketing procedures have been in place for many years at Loctite. To the best of my knowledge and belief, these docketing procedures were followed during the period in which an Office Action should have been received.

6. After reviewing the computer docketing database records, I can confirm that an Office Action dated December 4,

2002 in the subject application, which is identified at Loctite as attorney docket number LC-396 US was never received between the dates of December 4, 2002 and March 4, 2003, and thus was not entered into the docketing database.

7. Based on my review of the computer docketing database records, as well as my knowledge of the procedures for handling of in-coming mail at Loctite, I conclude that the Office Action made final dated December 4, 2002 was never received at Loctite's offices between December 4, 2002 and March 4, 2003 because there is no entry in the computer docketing database relating to such U.S. Patent and Trademark Office correspondence.

8. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Dated this 19th day of August, 2003.


Patricia J. Parker